

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DISTRICT**

KATRINA MACKLEY, as next of friend
for E.M., a minor,
Plaintiff,

-vs-

Case No. **1:24-cv-00076**
Honorable Robert **J.** Jonker

MASON PUBLIC SCHOOL DISTRICT;
LANCE DELBRIDGE; NICHOLAS TOODZIO;
BARB BYRUM and BRAD DELANEY, individually,

Defendants.

Brandon **T.** Wolfe (P82421)
WOLFE TRIAL LAWYERS, PLLC
2844 Livernois Rd., Suite 276
Troy, Michigan 48099
Ph: (313) 450-2015
brandon@hirethewolfe.com

Uriel B. Abt (P84350)
LAW OFFICE OF URJ ABT PLLC
Attorney for Defendants Barb Byrum
and Brad Delaney
517 Wildwood Drive
East Lansing, MI 48823
(517) 858-9410
Email: uri@abtlawfirm.com

Mark T. Ostrowski (P49761)
Jessica M. Stark-Flechsig (P80647)
Kyle J. Zielinski (P83962)
KLUCZYNSKI GIRTZ & VOGELZANG
Attorneys for Defendants Mason PS District,
Lance Delbridge, and Nicholas Toodzio
Grand Rapids, MI 49546
(616) 559-8649
Email: inirko@kuvlaw.com

Michael J. Nichols (P59391)
Attorney for Def Byrum and Delaney
3452 E. Lake Lansing Road
East Lansing, MI 48823
(517) 432-9000
Email: mnichols@nicholslaw.net

STIPULATED PROTECTIVE ORDER
REGARDING MASON POLICE DEPARTMENT CASE REPORTS

Pursuant to Federal Rule of Civil Procedure 26(c), and on stipulation of the parties, the
Court enters the following protective order:

NOW COME the parties, by and through their attorneys, and hereby stipulate and agree as follows:

1. That the Mason Police Department Case Reports #2256300739, #2356300821, and #2456300068 have been requested in discovery and may potentially be presented at trial as an exhibit.
2. The parties acknowledge that the Federal Educational Records Protection Act (FERPA) restricts disclosure of information regarding students who attend public schools and especially those who are of young ages.
3. The Mason Police Department Case Reports include the names and personal details of multiple students whose names and personal information should be redacted before the Case Reports are displayed to third parties. The Court will assess any necessary redactions for trial exhibits at the Final Pretrial Conference. Any filing of the documents before trial will be governed by Federal Rule of Civil Procedure 5.2. Any party seeking to file all or part of a document on a restricted access basis must comply with Local Rule 10.6.
4. Defendant Mason Public Schools have agreed to provide unredacted copies of the Mason Police Department Case Reports to Plaintiff's counsel provided he agrees that he will not show the unredacted Case Reports to third parties or otherwise make public the names and/or personal information included in the Case Reports to third parties.
5. Any student names or personal information contained with the Mason Police Department Case Reports shall be used only for purposes of this litigation. Nothing in this agreement shall be construed as a stipulation to admissibility of evidence at trial.
6. In the event that a party accidentally causes student names or personal information contained with the Mason Police Department Case Reports to be filed in the public record, the party shall immediately notify the opposing party and the attorney for the City of Mason, Thomas Hitch, as well as act with all reasonable due diligence to correct the error.

Date: July 15, 2024

Isl Kyle J. Zielinski _____

Mark T. Ostrowski (P49761)

Kyle J. Zielinski (P83962)

Attorneys for Defendants Mason PS,
Lance Delbridge and Nicholas Toodzio
3033 Orchard Vista Dr., Suite 308
Grand Rapids, MI 49546
(616) 559-8649

Date: July 15, 2024

Isl Brandon T. Wolfe _____

Brandon T. Wolfe (P82421)

Attorney for the Plaintiff

2844 Livernois Rd., Suite 276

Troy, Michigan 48099

Ph: (313) 450-2015

[brandon@hirethewolfe.c m](mailto:brandon@hirethewolfe.com)

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and Brad Delaney
517 Wildwood Drive
East Lansing, MI 48823
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Grand Rapids, MI 49546
(616) 559-8649
Email: nwrko_hj_i_luw.com

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Attorney for Def Byrum and Delaney
3452 E. Lake Lansing Road
East Lansing, MI 48823
(517) 432-9000
Email: mnichols@nicholslaw.net

ORDER

This order having come before the Court and having been stipulated by the parties:

IT IS HEREBY ORDERED that the Stipulated Protective Order Regarding Mason Police Department Case Reports be entered as agreed by the parties and modified by the Court in paragraph three.

IT IS SO ORDERED.

Date: July 17, 2024

/s/ Robert J. Jonker
HONORABLE ROBERT J. JONKER
U.S. DISTRICT COURT JUDGE